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**OFFICE OF PETITIONS**

Applicants: Kobayashi, et al.  
Appl. No.: 10/537,477  
International Filing Date: December 5, 2003  
Title: NI-BASED SINGLE CRYSTAL SUPER ALLOY  
Attorney Docket No.: P/2850-110  
Pub. No.: US 2006/0011271 A1  
Pub. Date: October 9, 2008

This is a decision on the request for a corrected patent application publication under 37 CFR 1.221(b), received on February 3, 2010 for the above-identified application.

The request is dismissed.

Applicant request that the application be republished as the original publication contains the incorrect specification, claims and abstract.

37 CFR 1.221 (b) is applicable “only when the Office makes a material mistake which is apparent from Office records.... Any request for a corrected publication or revised patent application publication other than provided as provided in paragraph (a) of this section must be filed **within two months** from the date of the patent application publication. **This period is not extendable.**” A material mistake must affect the public’s ability to appreciate the technical disclosure of the patent application publication, to determine the scope of the patent application publication, or to determine the scope of the provisional rights that an applicant may seek to enforce upon issuance of a patent.<sup>1</sup>

The request for corrected publication, received on February 3, 2010, was not timely filed under 37 CFR 1.221(b).

Applicant’s request is dismissed as moot as the application is abandoned.

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<sup>1</sup>Changes to Implement Eighteen-Month Publication of Patent Applications, 65 FR 57023, 57038 (Sept. 20, 2000), 1239, Off. Gaz. Pat. Office Notices 63, 75 (Oct. 10, 2000) (final rule).

A guide for filing a request for a Pre-Grant Publication, such as a request for republication, may be found on the link below:

<http://www.uspto.gov/patents/process/file/efs/guidance/index.jsp>

[http://www.uspto.gov/ebc/portal/efs/pgpub\\_quickstart.pdf](http://www.uspto.gov/ebc/portal/efs/pgpub_quickstart.pdf)

Inquiries relating to this matter may be directed to Mark Polutta at (571) 272-7709.

A handwritten signature in black ink, appearing to read 'M. Polutta', is positioned above the printed name.

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